



**Delaware Jockey's Health & Welfare Benefit Board  
Minutes of Regular Meeting Held  
January 24, 2006**

A regular meeting of the Delaware Jockey's Health & Welfare Benefit Board was held at 1:00 PM on January 24, 2006, in the Horseman's Office at Delaware Park, 777 Delaware Park Boulevard, Wilmington, DE 19804.

**The following board members were present:**

Edward J. Stegemeier, Chairman
Bernard J. Daney, Chairman DTRC, ex-officio member
William Fasy, Delaware Park, Chief Operating Officer
Michael J. McCarthy, DTHA
Jose Caraballo, Jockey Representative
Larry Saumell, The Jockey's Guild, Member Representative

**The following board members were not present:**

Oliver Castillo, Jockey
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**The following individuals also were present:**

Patricia Murphy, Esq., DOJ, DTRC Commission Counsel
John F. Wayne, DTRC, Executive Director
Francis Swift, DTRC, Inspector
Ramon Dominguez, Jockey
Aimee Hall, Trainer

**1. WELCOME AND CALL TO ORDER**

Chairman Stegemeier called to order the meeting at 1:15 PM and welcomed those in attendance.

**2. APPROVAL OF MINUTES**

Minutes of the DJH&WBB meeting held October 28, 2005 were distributed for review and upon a motion duly made and seconded the minutes were approved as submitted.

Minutes of the DJH&WBB meeting held November 29, 2005 were distributed for review and upon a motion duly made and seconded the minutes were approved as submitted.

**3. OLD BUSINESS**

**The Jockey's Guild**

The board reviewed data provided by Mr. Darrel Haire of the Jockey's Guild. The following Jockey's appeared on the Jockey's Guild participant listing however were not eligible for Delaware's plan in 2006:

1. Christopher DeCarlo
2. Alison Hershbell
3. Tomas Zamora
4. Fabrizio Jiminez
5. Helen Vanek
6. Santos Chavez
7. Rodrigo Madrigal
8. Terry Warner
9. Edward Martin
10. Alberto Delgado
11. Enrique Jurado
12. Eibar Coa
13. Horacio Karamanos
14. James Lopez
15. Arnaldo Unsihuay

The following Jockeys should have been covered by the Guild under Delaware's plan in 2005 – but do not appear on the Jockey's Guild participant listing:

1. Kendrick Carmouche
2. Herberto Castillo Jr.
3. Richard Chiappe
4. Josiah Hampshire Jr.
5. Antonio Hansby
6. Jonathan Joyce
7. Richard Monterey
8. Joseph Rocco Sr.
9. Eric Rodriguez
10. Dominic Terry
11. Alvaro Torrez
12. Esteban Unsihuay
13. Thomas Clifton
14. A. R. Napravnik
15. Gregorio A. Rivera
16. Nicholas Petro
17. Luis Castillo
18. Darci Rice (under review)

#### **4. NEW BUSINESS**

##### **Request for Information From the Jockey's Guild by the Delaware Jockey's Health and Welfare Board – January 24, 2006**

Chairman Stegemeier hand-delivered a letter from the Delaware Jockey's Health & Welfare Benefit Board (DJH&WBB) to Mr. Larry Saumell, Jockey's Guild (Guild) representative, and asked for the Guild's reply on or before February 13, 2006. Mr. Saumell agreed to deliver the letter to the Guild's board of directors and agreed to deliver the Guild's response on or before February 13, 2006. The following items from the letter were read into the record.

1. Copy of contract renewal with Mercer/Marsh.
2. Who is covered?
3. What coverage do they have?
4. Has coverage changed from the previous contract and are there any plans to reduce the level of coverage in 2006?
5. What happened to the JG Health Insurance Reserve?
6. How do you intend to postpone payment of over 4 months past due life insurance premiums with several pending claims?
7. You have a cancellation option on the Health Plan with Mercer, have you exercised it and if not do you plan to in the next 6 months?
8. What is the issuance of amnesty to all delinquent health plan participants and what is the write off cost?
9. Has the JG cancelled the catastrophic insurance policy as of 1/1/06? Is there a commitment to a renewal?
10. Copy of the 2006 consulting service agreement and what is the cost?
11. A list of claims paid for each eligible person (Delaware) by the Guild 2005.

##### **Rules & Regulations**

Draft rules & regulations were submitted and reviewed by DTRC counsel and the board. (Attachments A-1 and A-2)

Upon a motion duly made, seconded and unanimously carried the following rules & regulations were approved as submitted:

- 1.0 Introduction
- 2.0 Eligibility Criteria for Health Coverage
  - 2.1.1 Active Delaware Jockeys
  - 2.1.2 Retired Delaware Jockeys

Upon a motion duly made, seconded and unanimously carried the following rules & regulations were tabled to February 13, 2006.

- 2.1.3 Disabled Delaware Jockeys

**5. MEETING ADJOURNED**

There being no further business to come before the board, upon a motion duly made, seconded and unanimously carried, the meeting was adjourned at 3:30 PM.

The next meeting will be held February 13, 2006 at 1:00 PM. in the Horseman's Office 2<sup>nd</sup> floor conference room at Delaware Park, 777 Delaware Park Boulevard, Wilmington, DE 19804.

The purpose of the February 13, 2006 meeting is to:

- Vote on the disability eligibility requirements, and
- Receive the Jockey's Guild response to old business and new business agenda items.

## **ATTACHMENT A-1**

### **Delaware Jockeys' Health and Welfare Benefit Board Regulations**

#### **1.0 Introduction**

1.1 These regulations are authorized pursuant to 3 Del.C. §10171 and 29 Del.C. §4815(b)(3)c which established a Delaware Jockeys' Health and Welfare Benefit Board (hereinafter "the Board") and Delaware Jockeys' Health and Welfare Benefit Fund (hereinafter "the Fund").

1.2 The Delaware Jockeys's Health and Welfare Benefit Board shall consist of 1 member of the Delaware Thoroughbred Racing Commission, 1 member from the licensed agent under Chapter 1010 of Title 3 or Chapter 4 of Title 28, 1 member of the Delaware Horsemens' Association, 1 representative from the organization that represents the majority of the jockeys who are licensed and ride regularly in Delaware, and 2 jockeys who are licensed and ride regularly in Delaware. The Chairman of the Thoroughbred Racing Commission shall serve as an *ex officio* member, and vote on matters in the event of a tie vote on any issue. All members shall be appointed by the Thoroughbred Racing Commission, and shall serve a two year term.

1.3 The Board shall elect a Chairperson from among the appointed members of the Board. The Chairperson shall serve a two year term and may serve consecutive terms. The Chairperson shall be the presiding officer at all meetings of the Board.

1.4 The Board shall administer the Fund pursuant to these Regulations and other reasonable criteria for benefit eligibility.

1.5 A special fund of the State has been established and will be known as the "Delaware Jockeys' Health and Welfare Benefit Fund." The Fund shall consist of the proceeds transferred from the licensed video lottery agent and the purse account pursuant to 29 Del.C. §4815(b)(3)c. The proceeds transferred to the Fund will be maintained in an account established in the Department of Agriculture.

1.6 The Fund will be invested by the State Treasurer consistent with the investment policies established by the Cash Management Policy Board. All income earned by the Fund will be reinvested in the Delaware Jockeys' Health and Welfare Benefit Fund.

1.7 The Board shall use the Fund to provide for jockeys who regularly ride in Delaware, health and other welfare benefits for active, disabled and retired jockeys. The Board may also expend reasonable expenses for administrative purposes from the Fund.

1.8 The Thoroughbred Racing Commission's Administrator of Racing will provide administrative support to the Board and keep minutes of all the meetings of the Board and preserve all records of the Board. The Board's Office will be considered as part of the Office of the Thoroughbred Racing Commission.

1.9 The Board can propose to amend these regulations by an affirmative vote of the majority of the Board.

## **ATTACHMENT A-2**

### **2.0 Eligibility Criteria for Health Coverage**

2.1 The Board will pay from the Fund for health coverage for active jockeys who regularly ride in Delaware, eligible retired jockeys, and disabled Delaware jockeys.

#### **Active Delaware Jockeys**

2.1.1 An Active Delaware Jockey, who regularly rides in Delaware, is eligible for health insurance coverage under the fund, if the jockey had twenty-five (25) mounts in a Delaware Park season at Delaware Park; and

2.1.1.1 If the jockey's Delaware Park mounts are less than 50 in a Delaware Park season, then 80% of that jockey's total mounts during the regular Delaware Park season must be at Delaware Park.

2.1.1.2 If the jockey's Delaware Park mounts are less than 100 but more than 50 in a Delaware Park season, then 50% of that jockey's total mounts during the regular Delaware Park season must be at Delaware Park.

2.1.1.3 If the jockey's Delaware Park mounts are 100 in a Delaware Park season, the jockey is an active jockey who regularly rides in Delaware and is eligible for health insurance coverage, regardless of the amount of total mounts at other tracks.

#### **Retired Delaware Jockeys**

2.1.2 A Retired Delaware Jockey is eligible for health insurance coverage under the Fund if:

2.1.2.1 The Jockey was receiving health insurance coverage as a retired jockey by the Delaware Thoroughbred Racing Commission's health insurance plan with the Jockey's Guild on January 1, 2006; or

2.1.2.2 The Jockey made a minimum of 100 mounts at Delaware Park during the regular Delaware Park season for at least seven years and had at least 5,000 career mounts at any track.